

11-27-06

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Box : Mail Stop Petition
Commissioner for Patents
PO Box 1450
Arlington, VA 22313

On: November 25, 2006
By: Jack I. J'maev

Signature of printed name, above,
of person signing this certificate:

Person Depositing with Post Office

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:.	Herrera	Docket No.:	HERH-002
Serial No. :	10/620,307	Art Unit:	2612
Filed:	7-15-2003	Examiner:	Bugg, G.

Claims Priority To:

Claimed Priority Date:

Title: METHOD AND APPARATUS FOR VEHICLE DISABLEMENT AND
INSTALLATION OF SYSTEM THEREOF

November 25, 2006

Assistant Commissioner for Patent
PO Box 1450
Arlington, VA 22313

PETITION

Applicant hereby petitions the Commissioner for Revival of this Application. Form PTO/SB/64, PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY AND FOR ACCEPTANCE OF LATE PAYMENT OF THE ISSUE FEE 37 CFR 1.155(c). The requisite petition fee of \$750.00 is also provided herewith.

11/28/2006 DEMMANU1 00000093 10620307

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750.00 OP

Appl. No. 10/620,307
Amendment Date: November 25, 2006
Reply to Notice of Allowance August 24, 2006

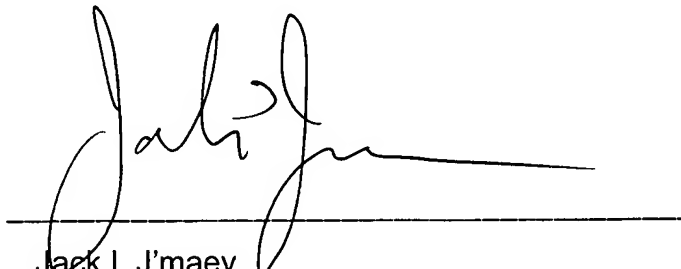
Sir:

This paper is responsive to the Notice of Allowance mailed on 8-24-2006.

Included herewith are:

- 1) Notice of Allowance And Fees Due PTOL-85 for Subject Case
 - 2) Issue Fee of \$700
 - 3) Publication Fee of \$300
 - 4) Petition Fee of \$750
 - 5) Statement of Unintentional Abandonment
 - 6) Evidence in Support of Statement
3. Applicant prays for a favorable decision to Applicants petition to revive this application so that the Issue Fee and the Publication Fee can be accepted by the Office and so that the present application is therefore allowed to issue as a United States patent.

Respectfully Submitted,



Jack I. J'maev
Reg. No. 45,669

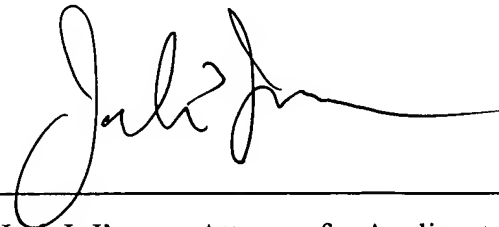
Statement of Unintentional Abandonment

Applicant intended to pay the issue fees for this application in a timely manner. However, an accident that occurred late in the afternoon on November 23 caused the Applicant's Attorney of Record not to be able to file the requisite fees. As such, this application was unintentionally abandoned and the issue fee and publication fee could not be submitted to the Patent Office until the date of this Petition.

The nature of the accident that prevented timely filing of the issue fee and publication fee is as follows.

- 1) Attorney's son Isaiah Jmaev, who is 11 years old, was rough housing with brothers. During this activity, Isaiah was attempting to catch throw pillow and fell to strike the edge of a tall kitchen counter with his head. The blow to the head was severe and occurred at the back of the head just about two inches above the neck (around the vision center). The blow to the head was severe enough to cause a deep and large laceration and caused temporary blindness. Isaiah indicated to his attending physician that he saw a blinding flash and then total darkness for about 5 seconds. His vision returned slowly over the next 30 minutes and seemed normal within a couple of hours. The laceration required 4 "staples".
- 2) Attorney for Applicant was preoccupied with the condition of his son and immediately rushed his son Isaiah to a local emergency room. There, the triage nurse determined that the blow to the head was so severe that it required immediate admittance of the Attorney's son. The attending physician indicated that Isaiah seemed normal but advised that he should be monitored for at least 24 hours, waking Isaiah through the night at two-hour intervals (see attached discharge instructions).

- 3) Attorney followed the discharge instructions and attended to his son over the next 24 hours in accord with said instructions. As a result, Attorney for Applicant did not sleep more than an hour or two in the following 24 hours. At the end of November 24, Attorney realized too late that the fees for this application needed to be paid. The Attorney was so preoccupied with the condition of his son and so sleep deprived that it was not until well beyond midnight in Washington, DC when Attorney realized that the required fees were not paid timely. Applicant's attorney knew of the payment requirement by means of an electronic docketing system and only failed to pay the fees as a result of the accident experienced by his son. At the time of this writing, Isaiah appears to be normal.
- 4) Applicant is a small entity and the case has been a pro-bono case for this Attorney. Attorney regrets the circumstances, but the accident which caused the unintentional abandonment of this application was not foreseeable. The subject matter of this application means a great deal to the Applicant and to the public in general and Applicant should not be penalized for the occurrence of an unforeseeable event.
- 5) Applicant's Attorney attests to the true nature of the facts set forth in this statement:

 11/25/06

Jack I. J'maev, Attorney for Applicant Date

LACERATION

[all]

A LACERATION is a cut through the skin. This will usually require stitches if it is deep. Minor cuts may be treated with a tape closure ("Steri-Strips") or Dermabond skin glue.

HOME CARE:

1) **EXTREMITY, FACE or TRUNK WOUNDS:** Keep the wound clean and dry. If a **bandage** was applied and it becomes wet or dirty, replace it. Otherwise, leave it in place for the first 24 hours.

- If **sutures** were used, clean the wound daily:
 - After removing the bandage, wash the area with soap and water. Use Hydrogen Peroxide on a cotton swab (Q tip) to loosen and remove any blood or crust that forms.
 - After cleaning, apply a thin layer of Neosporin or Bacitracin ointment. This will keep the wound clean and make it easier to remove the stitches. Reapply the bandage.
 - You may shower as usual after the first 24 hours, but do not soak the area in water (no tub baths or swimming) until the sutures are removed.
- If a **Steri-Strips tape closure** was used, keep the area clean and dry. If it becomes wet, blot it dry with a towel. After the Steri-Strips have been removed it is safe to resume your usual activities.
- If **Dermabond skin adhesive** was used, do not scratch, rub or pick at the adhesive film. Do not place tape directly over the film. Do not apply liquid, ointment or creams to the wound while the film is in place. Do not clean the wound with peroxide and do not apply ointments. Avoid activities that cause heavy sweating until the film has fallen off. Protect the wound from prolonged exposure to sunlight or tanning lamps. You may shower as usual but do not soak the wound in water (no baths or swimming). The film will fall off by itself in 5-10 days.

2) **SCALP WOUNDS:** During the first two days, you may carefully rinse your hair in the shower to remove blood, glass or dirt particles. After two days, you may shower and shampoo your hair normally. Do not touch the stitches. Do not soak your scalp in the tub or go swimming until the stitches have been removed.

3) **MOUTH WOUNDS:** Eat soft foods to reduce pain. If the cut is inside of your mouth, rinse after each meal and at bedtime with a mixture of equal parts water and Hydrogen Peroxide (do not swallow!). Or, you can use a cotton swab to directly apply Hydrogen Peroxide onto the cut.

FOLLOW UP: Most skin wounds heal within ten days. Mouth and facial wounds heal within five days. However, even with proper treatment, a wound infection may sometimes occur. Therefore, you should check the wound daily for signs of infection listed below.

Stitches should be removed from the face within five days; stitches should be removed from

CHINO VALLEY MEDICAL CENTER
5451 Walnut Avenue, Chino CA 91710
(909)464-8667

Discharge Instructions (con't)

Jorge Perez MD

Isaiah Jmaev

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other parts of the body within 7-14 days. If dissolving sutures were used in the mouth, these will fall out or dissolve without the need for removal. If TAPE CLOSURES ("Steri-Strips") were used, remove them yourself after five days unless told otherwise. If Dermabond skin glue was used, the film will fall off by itself in 5-10 days.

RETURN PROMPTLY or contact your doctor if any of the following SIGNS of INFECTION occur:

- Increasing pain in the wound; or fever over 99.5°F (37.5°C) oral
- Redness, swelling, or pus coming from the wound
- If sutures come apart or fall out or if Steri-Strips fall off before your next appointment
- If the wound edges re-open
- Numbness near the wound, at the time of suture removal

HEAD INJURY

[Child: w/ wake-up]

Your child has had a mild head injury. It does not appear serious at this time. Sometimes symptoms of a more serious problem (bruising or bleeding in the brain) may appear later. Therefore, during the next 24 hours watch for the WARNING SIGNS listed below.

HOME CARE:

- 1) It is okay to let your child go to sleep when tired. During the next 24 hours, WAKE HIM UP EVERY TWO HOURS to check for the signs below.
- 2) If there is swelling of the face or scalp, apply an ice pack (ice cubes in a plastic bag, wrapped in a towel). Do this for 20 minutes every 1-2 hours until the swelling starts to go down.
- 3) You may take Tylenol (acetaminophen) or ibuprofen (Advil, Motrin) for pain, unless another pain medicine was prescribed.

FOLLOW UP with your doctor or this facility if you do not start to improve within the next 24 hours.

RETURN PROMPTLY or contact your doctor if any of the following occur:

- Repeated vomiting
- Severe or worsening headache or dizziness
- Unusual drowsiness or unable to awaken as usual
- Unequal pupils
- Confusion or change in behavior or speech
- Convulsion (seizure)
- Increasing scalp or face swelling
- Redness, warmth or pus at the site of injury

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SPECIAL ADVICE FOR: Isaiah Jmaev

Call Your Private Physician today or the next business day for an appointment to be seen. When you call to make the appointment, tell the secretary that you were referred from this facility. When you go to see the doctor, bring these instructions with you.

YOU MUST HAVE A WOUND CHECK IN 2 DAYS

REFERRALS:

Your Private Physician

Harsha P. Sheth M.D. [Pediatrics] (909)591-6446
5475 Walnut Ave., Chino

I HAVE RECEIVED AND UNDERSTAND THE INSTRUCTIONS ABOVE.

x _____
Patient or Representative

x _____
Staff

The exam and treatment that you received today has been provided on an emergency basis only. If your problem worsens or new symptoms appear, contact your doctor or return to this facility for further care.